

By: Vale

S.B. No. 286

A BILL TO BE ENTITLED

AN ACT

relating to the executive director of the Texas Department of Water Resources; amending Chapter 5, Water Code, as amended by amending Section 5.171 and by repealing Section 5.135; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 5.171, Water Code, is amended to read as follows:

"Section 5.171. Appointment; General Responsibilities of the Executive Director

"(a) The executive director shall be appointed by the governor with the advice and consent of the senate. He shall hold office for a term of six years and serve until his successor is appointed and qualified. The executive director is an officer of the state as that term is used in the constitution, and he shall qualify by taking the official oath of office.

"(b) The executive director shall manage the administrative affairs of the department and shall exercise the executive functions of the department, including the execution of the rules, orders, and decisions of the department.

"(c) The executive director shall exercise the powers of appointment which the Texas Water Rights Commission had the authority to exercise on August 30, 1977, except for those powers of appointment expressly provided to the Texas Water Rights Commission in Chapters 50 through 63 inclusive, of the Water Code,

S.B. No. \_\_\_\_\_

1 which are redelegated to the commission."

2 SECTION 2. Section 5.135 of the Water Code is repealed.

3 SECTION 3. The importance of this legislation and the  
4 crowded condition of the calendars in both houses create an  
5 emergency and an imperative public necessity that the  
6 constitutional rule requiring bills to be read on three several  
7 days in each house be suspended, and this rule is hereby suspended,  
8 and that this Act take effect and be in force from and after its  
9 passage, and it is so enacted.

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

February 3, 1983

Honorable H. Tati Santiesteban, Chairman  
Committee on Natural Resources  
Senate Chamber  
Austin, Texas

In Re: Senate Bill No. 286  
By: Vale

Sir:

In response to your request for a Fiscal Note on Senate Bill No. 286 (relating to the executive director of the Texas Department of Water Resources; amending Chapter 5, Water Code, as amended, by amending Section 5.171 and by repealing Section 5.135; and declaring an emergency) this office has determined the following:

No fiscal implication to the State or units of local government is anticipated.

  
Jim Oliver  
Director

Source: LBB Staff: JO, JH, bdt

A BIL TO BE ENTITLED

AN ACT relating to the executive director of the Texas Department of Water Resources;....

1-31-83

Filed with the Secretary of the Senate

FEB 1 1983

Read, referred to Committee on NATURAL RESOURCES

Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

Senate and Constitutional Rules to permit consideration suspended by { unanimous consent. years, nays.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of years, nays.

Read second time and { ordered engrossed. passed to third reading.

Caption ordered amended to conform to body of bill.

Senate and Constitutional 3-Day Rules suspended by vote of years, nays to place bill on third reading and final passage.

Read third time and passed by { a viva-voce vote. years, nays.

OTHER ACTION:

Secretary of the Senate

Received from the Senate

Read first time and referred to Committee on

Reported favorably amended, sent to Printer at

Printed and Distributed

Sent to Committee on Calendars

Read Second time (amended): passed to third reading (failed)

by (Non-Record Vote) Record Vote of years, nays

Present, not voting.

Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of years nays present not voting.

Read third time (amended); finally passed (failed) by a (Non-Record Vote) Record Vote of years nays present not voting.

Caption ordered amended to conform to body of bill.

Returned to Senate.

Chief Clerk of the House